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7 **UNITED STATES DISTRICT COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**  
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10 WILLIAM ROUSER,

11 Plaintiff,

12 v.

13 M. NIETO, *et al.*,

14 Defendants.  
15  
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) Case No. CV 09-8244 DSF (JCG)

) **ORDER ACCEPTING REPORT AND**  
) **RECOMMENDATION OF UNITED**  
) **STATES MAGISTRATE JUDGE**

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Third Amended  
18 Complaint, the Magistrate Judge's Report and Recommendation, and the remaining  
19 record. No objections to the Report and Recommendation have been filed.

20 Accordingly, IT IS ORDERED THAT:

- 21 1. The Report and Recommendation is approved and accepted.  
22 2. Judgment be entered dismissing this action with prejudice.  
23 3. The Clerk serve copies of this Order and the Judgment on the parties.

24 6/28/11  
25 DATED: \_\_\_\_\_

*Dale S. Fischer*

26 **HON. DALE S. FISCHER**  
27 **UNITED STATES DISTRICT JUDGE**  
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